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Representing the United States of America

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Case No. 2:19-mj-00368-VCF

Plaintiff,

**STIPULATION TO CONTINUE
PRELIMINARY EXAMINATION
*(Second Request)***

DANIEL NATHAN,

Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and between, the United States of America, through the undersigned, together with Michael Miceli, Esq., counsel for defendant DANIEL NATHAN, that the preliminary examination hearing currently scheduled for July 8, 2019 at 4:00 p.m., be vacated and reset to a date and time convenient to the Court but no sooner than sixty (60) days.

This stipulation is entered into for the following reasons:

1. The parties need a continuance to review discovery and discuss possible defenses and otherwise prepare for the preliminary hearing.
 2. The parties need additional time to discuss potential pre-indictment resolutions that may obviate the need to proceed with the preliminary hearing.

- 1 3. The defendant is not currently incarcerated and does not object to the continuance.
- 2 4. Additionally, denial of this request for continuance could result in a
- 3 miscarriage of justice.
- 4 5. The additional time requested by this Stipulation is made in good faith and not
- 5 for purposes of delay.
- 6 6. This is the second request for a continuance of the preliminary hearing.

7 DATED this 1st day of July, 2019.

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9 NICHOLAS A. TRUTANICH
10 UNITED STATES ATTORNEY

11 */s/ Alexandra Michael*

12 ALEXANDRA MICHAEL
13 Assistant United States Attorney

14 */s/ Michael Miceli*

15 MICHAEL MICELI, Esq.
16 Counsel for Defendant DANIEL NATHAN

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

VS.

DANIEL NATHAN,

Defendant.

Case No. 2:19-mj-00368-VCF

ORDER

DANIEL NATHAN,

Defendant

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy preliminary hearing, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for a preliminary hearing, taking into account the exercise of due diligence.

IT IS THEREFORE ORDERED that the preliminary examination in the above-captioned matter currently scheduled for July 8, 2019 at 4:00 p.m., be vacated and continued to September 6
_____, 2019, at _____ ~~4:00~~ a.m./p.m.

IT IS SO ORDERED

July 1, 2019

Entered:

Carl Gaddis

THE HONORABLE CAM FERENBACH
United States Magistrate Judge